S.B. CIVIL SECOND APPEAL NO.145/2003

30.10.2007.

HON'BLE MR. JUSTICE DALIP SINGH

Dr.P.C. Jain, for the appellant.
Shri Rajiv Bandhu, for the respondent.

In view of the fact that the appellant has preferred a Special Appeal (Writ) in respect of this same matter and the Division Bench of this court is seized of the matter in a special appeal arising out of the writ petition, the learned counsel for the appellant seeks permission to withdraw the suit. The said suit is accordingly permitted to be withdrawn and is dismissed as withdrawn.

On account of dismissal of the suit as withdrawn this second appeal has become infructuous and consequently this appeal is dismissed as such. In case in future a cause of action arises to the appellant, the appellant would be free to take recourse to a remedy in accordance with law.

This second appeal is accordingly disposed of.

(DALIP SINGH),J.

Ramchandrkhatri,PS